

111TH CONGRESS
1ST SESSION

H. R. 928

To establish the Mississippi Delta National Heritage Area and the Mississippi Hills National Heritage Area, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2009

Mr. THOMPSON of Mississippi (for himself, Mr. CHILDERS, and Mr. HARPER) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To establish the Mississippi Delta National Heritage Area and the Mississippi Hills National Heritage Area, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

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1 **TITLE I—MISSISSIPPI DELTA NA-**
 2 **TIONAL HERITAGE AREA ACT**
 3 **OF 2009**

4 **SEC. 101. SHORT TITLE.**

5 This title may be cited as the “Mississippi Delta Na-
 6 tional Heritage Area Act of 2009”.

7 **SEC. 102. FINDINGS.**

8 Congress finds that—

9 (1) the historic, cultural, and natural heritage
 10 legacies of the Mississippi Delta are—

11 (A) nationally significant; and

12 (B) in need of greater recognition;

13 (2) in the alluvial floodplain that comprises the
 14 Mississippi Delta there are a variety of diverse herit-
 15 age resources that demonstrate—

1 (A) the labors and social activities of the
2 earliest citizens of the United States, which are
3 revealed in—

4 (i) numerous residential and ceremo-
5 nial mound sites; and

6 (ii) sites significant to the Quapaw,
7 Tunica, Choctaw, and Chickasaw people
8 and other Native Americans;

9 (B) the clearing and settlement of one of
10 the last wilderness frontiers in the 48 contig-
11 uous States;

12 (C) the immigration of people of African,
13 Asian, and European descent to the United
14 States;

15 (D) the labors and social activities of
16 enslaved Africans who provided the bulk of the
17 early labor force for the development of—

18 (i) large-scale plantation agriculture
19 based on cotton, which is one of the most
20 important commodities ever produced in
21 the United States; and

22 (ii) the birth and subsequent perfec-
23 tion of the art form that is known as the
24 “Mississippi Delta Blues”;

25 (E) the role of the Mississippi River as—

1 (i) the architect and sometimes un-
2 merciful tyrant of land; and

3 (ii) an important transportation ar-
4 tery throughout the history of the United
5 States;

6 (F) the story of the Great Flood of 1927,
7 which was a defining event in the history of the
8 United States;

9 (G) the struggles and triumphs of the Civil
10 Rights Movement; and

11 (H) the emergence of many local leaders
12 from the Civil Rights Movement;

13 (3) the Mississippi Delta is the ancestral home
14 of hundreds of thousands of people of the United
15 States who—

16 (A) migrated north, east, and west during
17 the Great Migration seeking employment and
18 freedom and populating the cities of the United
19 States in the process;

20 (B) struggled for equal rights and equal
21 opportunities; and

22 (C) carried their culture, including their
23 family life, faith, food, lifestyle, and music to
24 the rest of the United States, which trans-
25 formed the United States in the process;

1 (4) the scenic and natural beauty of the alluvial
2 floodplain known as the “Yazoo-Mississippi
3 Delta”—

4 (A) is distinctive and integral to the herit-
5 age stories of the region; and

6 (B) provides critical habitat for migrating
7 birds passing through the Mississippi Flyway;

8 (5) the agricultural heritage of the Delta, espe-
9 cially with regards to the cultivation of cotton, soy-
10 beans, rice, and catfish has contributed significantly
11 to the story and economy of the United States;

12 (6) many of the greatest leaders of the United
13 States in literature, music, civil rights, politics, cul-
14 inary arts, poetry, society, and religion have come
15 from the Mississippi Delta;

16 (7) the small towns, inns, shops, restaurants,
17 artist’s workshops, blues clubs, churches, landscape,
18 and vernacular architecture make the Mississippi
19 Delta unique;

20 (8) the Mississippi Delta is known internation-
21 ally as the birthplace of the musical form known as
22 the “Blues”, which provided the basis for much of
23 modern popular music; and

24 (9) there is broad support from local govern-
25 ments and other interested individuals for the estab-

1 lishment of the Mississippi Delta National Heritage
2 Area to coordinate and assist in the preservation
3 and interpretation of the resources of the region.

4 **SEC. 103. DEFINITIONS.**

5 In this title:

6 (1) BOARD.—The term “Board” means the
7 Board of Directors of the coordinating entity estab-
8 lished under this title.

9 (2) HERITAGE AREA.—The term “Heritage
10 Area” means the Mississippi Delta National Herit-
11 age Area established by this title.

12 (3) COORDINATING ENTITY.—The term “co-
13 ordinating entity” means the coordinating entity for
14 the Heritage Area designated by this title.

15 (4) MANAGEMENT PLAN.—The term “manage-
16 ment plan” means the management plan for the
17 Heritage Area developed under this title.

18 (5) SECRETARY.—The term “Secretary” means
19 the Secretary of the Interior.

20 (6) STATE.—The term “State” means the State
21 of Mississippi.

22 **SEC. 104. MISSISSIPPI DELTA NATIONAL HERITAGE AREA.**

23 (a) ESTABLISHMENT.—There is established in the
24 State the Mississippi Delta National Heritage Area.

1 (b) BOUNDARIES.—The Heritage Area shall include
 2 all counties in the State that contain land located in the
 3 alluvial floodplain of the Mississippi Delta, including Boli-
 4 var, Carroll, Coahoma, Desoto, Holmes, Humphreys,
 5 Issaquena, Leflore, Panola, Quitman, Sharkey, Sunflower,
 6 Tallahatchie, Tate, Tunica, Warren, Washington, and
 7 Yazoo Counties in the State.

8 (c) MAP.—

9 (1) IN GENERAL.—As soon as practicable after
 10 the date of enactment of this title, the Secretary
 11 shall prepare a map of the Heritage Area.

12 (2) AVAILABILITY.—The map prepared under
 13 paragraph (1) shall be on file and available for pub-
 14 lic inspection in the office of the Director of the Na-
 15 tional Park Service.

16 **SEC. 105. DESIGNATION OF PARTNERSHIP AS COORDI-**
 17 **NATING ENTITY.**

18 (a) IN GENERAL.—The Mississippi Delta National
 19 Heritage Area Partnership shall be the coordinating entity
 20 for the Heritage Area.

21 (b) BOARD OF DIRECTORS.—

22 (1) COMPOSITION.—

23 (A) PARTNERSHIP.—The coordinating en-
 24 tity shall be governed by a Board of Directors
 25 composed of 7 members, of whom—

1 (i) 1 member shall be appointed by
2 Mississippi Valley State University;

3 (ii) 1 member shall be appointed by
4 Delta State University;

5 (iii) 1 member shall be appointed by
6 Alcorn State University;

7 (iv) 1 member shall be appointed by
8 the Delta Foundation;

9 (v) 1 member shall be appointed by
10 Delta Council;

11 (vi) 1 member shall be appointed by
12 the Mississippi Office of Tourism Develop-
13 ment; and

14 (vii) 1 member shall be appointed by
15 the Smith Robertson Museum.

16 (B) RESIDENCY REQUIREMENTS.—At least
17 4 members of the Board shall reside in the
18 Heritage Area.

19 (2) OFFICERS.—

20 (A) IN GENERAL.—At the initial meeting
21 of the Board, the members of the Board shall
22 appoint a Chairperson, Vice Chairperson, and
23 Secretary/Treasurer.

24 (B) DUTIES.—

1 (i) CHAIRPERSON.—The duties of the
2 Chairperson shall include—

3 (I) presiding over meetings of the
4 Board;

5 (II) executing documents of the
6 Board; and

7 (III) coordinating activities of the
8 Heritage Area with Federal, State,
9 local, and nongovernmental officials.

10 (ii) VICE CHAIRPERSON.—The Vice
11 Chairperson shall act as Chairperson in
12 the absence or disability of the Chair-
13 person.

14 (3) MANAGEMENT AUTHORITY.—

15 (A) IN GENERAL.—The Board shall—

16 (i) exercise all corporate powers of the
17 coordinating entity;

18 (ii) manage the activities and affairs
19 of the coordinating entity; and

20 (iii) subject to any limitations in the
21 articles and bylaws of the coordinating en-
22 tity, this title, and any other applicable
23 Federal or State law, establish the policies
24 of the coordinating entity.

1 (B) STAFF.—The Board shall have the au-
2 thority to employ any services and staff that
3 are determined to be necessary by a majority
4 vote of the Board.

5 (4) BYLAWS.—

6 (A) IN GENERAL.—The Board may amend
7 or repeal the bylaws of the coordinating entity
8 at any meeting of the Board by a majority vote
9 of the Board.

10 (B) NOTICE.—The Board shall provide no-
11 tice of any meeting of the Board at which an
12 amendment to the bylaws is to be considered
13 that includes the text or a summary of the pro-
14 posed amendment.

15 (5) MINUTES.—Not later than 60 days after a
16 meeting of the Board, the Board shall distribute the
17 minutes of the meeting among all Board members
18 and the county supervisors in each county within the
19 Heritage Area.

20 **SEC. 106. AUTHORITIES AND DUTIES OF COORDINATING**
21 **ENTITY.**

22 (a) AUTHORITIES.—For purposes of developing and
23 implementing the management plan and otherwise car-
24 rying out this title, the coordinating entity may make

1 grants and provide technical assistance to tribal and local
2 governments and other public and private entities.

3 (b) DUTIES.—In carrying out this title, the coordi-
4 nating entity shall—

5 (1) implement the management plan;

6 (2) assist local and tribal governments and non-
7 profit organizations in—

8 (A) establishing and maintaining interpre-
9 tive exhibits in the Heritage Area;

10 (B) developing recreational resources in
11 the Heritage Area;

12 (C) increasing public awareness of, and ap-
13 preciation for, the Heritage Area;

14 (D) restoring historic structures that relate
15 to the Heritage Area; and

16 (E) carrying out any other activity that
17 the coordinating entity determines to be appro-
18 priate to carry out this title, consistent with the
19 management plan;

20 (3) conduct public meetings at least annually
21 regarding the implementation of the management
22 plan; and

23 (4) for any fiscal year for which Federal funds
24 are made available for the Heritage Area—

1 (A) submit to the Secretary a report that
2 describes, for the fiscal year, the actions of the
3 coordinating entity in carrying out this title;

4 (B) make available to the Secretary for
5 audit all records relating to the expenditure of
6 funds by any matching funds; and

7 (C) require, for all agreements authorizing
8 the expenditure of Federal funds by any entity,
9 that the receiving entity make available to the
10 Secretary for audit all records relating to the
11 expenditure of the funds.

12 (c) PROHIBITION OF ACQUISITION OF REAL PROP-
13 ERTY.—The coordinating entity shall not use any Federal
14 funds made available under this title to acquire real prop-
15 erty or any interest in real property.

16 **SEC. 107. MANAGEMENT PLAN.**

17 (a) IN GENERAL.—Not later than 3 years after the
18 date of enactment of this title, the coordinating entity
19 shall develop and submit to the Secretary a management
20 plan for the Heritage Area.

21 (b) REQUIREMENTS.—The management plan shall—

22 (1) provide recommendations for the conserva-
23 tion, funding, management, interpretation, and de-
24 velopment of the cultural, historical, archaeological,

1 natural, and recreational resources of the Heritage
2 Area;

3 (2) identify sources of funding for the Heritage
4 Area;

5 (3) include—

6 (A) an inventory of the cultural, historical,
7 archeological, natural, and recreational re-
8 sources of the Heritage Area; and

9 (B) an analysis of ways in which Federal,
10 State, tribal, and local programs may best be
11 coordinated to promote the purposes of this
12 title;

13 (4) provide recommendations for educational
14 and interpretive programs to inform the public about
15 the resources of the Heritage Area; and

16 (5) involve residents of affected communities
17 and tribal and local governments.

18 (c) FAILURE TO SUBMIT.—If a management plan is
19 not submitted to the Secretary by the date specified in
20 subsection (a), the Secretary shall not provide any addi-
21 tional funding under this title until a management plan
22 for the Heritage Area is submitted to the Secretary.

1 **SEC. 108. DUTIES AND AUTHORITIES OF FEDERAL AGEN-**
2 **CIES.**

3 (a) IN GENERAL.—On the request of the coordi-
4 nating entity, the Secretary may provide technical and fi-
5 nancial assistance to the coordinating entity for use in the
6 development and implementation of the management plan.

7 (b) PROHIBITION OF CERTAIN REQUIREMENTS.—
8 The Secretary may not, as a condition of the provision
9 of technical or financial assistance under this section, re-
10 quire any recipient of the assistance to impose or modify
11 any land use restriction or zoning ordinance.

12 **SEC. 109. EFFECT.**

13 Nothing in this title—

14 (1) affects or authorizes the coordinating entity
15 to interfere with—

16 (A) the right of any person with respect to
17 private property; or

18 (B) any local zoning ordinance or land use
19 plan;

20 (2) restricts an Indian tribe from protecting
21 cultural or religious sites on tribal land;

22 (3) modifies, enlarges, or diminishes the author-
23 ity of any State, tribal, or local government to regu-
24 late any use of land under any other law (including
25 regulations);

1 (4) modifies, enlarges, or diminishes the author-
 2 ity of the State to manage fish and wildlife in the
 3 Heritage Area, including the regulation of fishing
 4 and hunting;

5 (5) authorizes the coordinating entity to assume
 6 any authority to manage fish and wildlife in the
 7 Heritage Area; or

8 (6) diminishes the trust responsibilities or gov-
 9 ernment-to-government obligations of the United
 10 States of any federally recognized Indian tribe.

11 **TITLE II—MISSISSIPPI HILLS NA-**
 12 **TIONAL HERITAGE AREA ACT**
 13 **OF 2007**

14 **SEC. 201. SHORT TITLE.**

15 This title may be cited as the “Mississippi Hills Na-
 16 tional Heritage Area Act of 2009”.

17 **SEC. 202. FINDINGS.**

18 Congress finds that—

19 (1) the area in northern Mississippi, and lo-
 20 cated in the southern foothills of the Appalachian
 21 range, has a unique identity that is shaped by—

22 (A) a diverse geological and geographical
 23 environment, including substantial portions
 24 of—

25 (i) the Red Clay Hills;

- 1 (ii) the Flatwoods;
- 2 (iii) the Pontotoc Ridge;
- 3 (iv) the Black Prairie; and
- 4 (v) the Northeastern Hills; and
- 5 (B) diverse peoples who—
 - 6 (i) have settled in the area; and
 - 7 (ii) have been strongly influenced by
 - 8 the intersection of the distinctive cultures
 - 9 of Appalachia and the Mississippi Delta;
- 10 (2) the area is rich with landmarks of diverse
- 11 cultural and historical significance, including—
 - 12 (A) Native American settlements, particu-
 - 13 larly those of the Chickasaw and Choctaw
 - 14 tribes;
 - 15 (B) the Natchez Trace Parkway;
 - 16 (C) sites of important battles and other
 - 17 significant actions of the Civil War, including—
 - 18 (i) the Battle of Corinth;
 - 19 (ii) the Battle of Brices Crossroads;
 - 20 (iii) the Battle of Tupelo;
 - 21 (iv) Van Dorns' Raid; and
 - 22 (v) Grierson's Raids;
 - 23 (D) the Contraband Camp in Corinth;

1 (E) the Mississippi University for Women,
2 the first public college for women in the United
3 States;

4 (F) Rust College, founded before 1867,
5 which stands as 1 of the 5 remaining histori-
6 cally black colleges in the United States;

7 (G) birthplaces of literary and musical
8 icons, including—

9 (i) Elvis Aaron Presley, popularly
10 known as the “King of Rock and Roll”,
11 born in Tupelo;

12 (ii) Nobel-Laureate William Faulkner,
13 born in New Albany;

14 (iii) Tammy Wynette, popularly
15 known as the “The First Lady of Country
16 Music”, born in Tremont;

17 (iv) Tennessee Williams, 1 of the lead-
18 ing playwrights of the United States, born
19 in Columbus;

20 (v) Chester A. Burnett, otherwise
21 known as the legendary bluesman “Howlin’
22 Wolf”, born in White Station;

23 (vi) opera diva Ruby Elzy, born in
24 Pontotoc; and

1 (vii) Mississippi Hills blues musicians
2 David “Junior” Kimbrough and R.L.
3 Burnside, born in Marshall and Lafayette
4 counties, respectively;

5 (H) birthplaces of Civil Rights pioneers,
6 including—

7 (i) Ida B. Wells-Barnett, a formidable
8 figure in the anti-lynching movement, born
9 in Holly Springs; and

10 (ii) James Meredith, who became the
11 first African-American to enroll at the
12 University of Mississippi, born in Kos-
13 ciusko; and

14 (I) birthplaces or residences of other cul-
15 tural icons and historical figures, including—

16 (i) barnstorming legend Roscoe Turn-
17 er, born in Corinth;

18 (ii) railroad engineer Casey Jones,
19 who lived in Water Valley;

20 (iii) Civil War cavalryman Nathan
21 Bedford Forrest, who lived in Salem;

22 (iv) Hiram Revels, the first African-
23 American to serve in the Senate, who lived
24 in Holly Springs;

1 (v) L.Q.C. Lamar, a Senator, Sec-
2 retary of the Interior, and Associate Jus-
3 tice of the Supreme Court of the United
4 States, who lived in Oxford;

5 (vi) author Eudora Welty, who at-
6 tended the Mississippi University for
7 Women in Columbus; and

8 (vii) Confederate General Stephen D.
9 Lee, who lived in Columbus;

10 (3) the area includes spectacular natural, sce-
11 nic, and recreational resources, including—

12 (A) the Strawberry Plains State Audubon
13 Center;

14 (B) the Wolf River;

15 (C) the Tennessee-Tombigbee Waterway;

16 (D) the Holly Springs National Forest;

17 (E) the Tombigbee National Forest;

18 (F) the Noxubee National Wildlife Refuge;

19 (G) the Tishomingo State Park; and

20 (H) the Sardis, Enid, and Grenada Lakes;

21 (4) there is broad support from local govern-
22 ments and other interested individuals for the estab-
23 lishment of the Mississippi Hills National Heritage
24 Area to coordinate and assist in the preservation
25 and interpretation of those resources;

1 (5) the Mississippi Hills Heritage Area Concept
2 Plan, coordinated by the Mississippi Hills Heritage
3 Area Alliance is—

4 (A) a collaborative effort between the Fed-
5 eral Government and State and local govern-
6 ments in the area; and

7 (B) a natural foundation on which to es-
8 tablish the Mississippi Hills Heritage Area; and

9 (6) the establishment of the Mississippi Hills
10 Heritage Area would assist local communities and
11 residents in preserving the unique cultural, histor-
12 ical, archaeological, natural, and recreational re-
13 sources of the area.

14 **SEC. 203. DEFINITIONS.**

15 In this title:

16 (1) **ALLIANCE.**—The term “Alliance” means
17 the Mississippi Hills Heritage Area Alliance, a non-
18 profit organization registered by the State, with the
19 cooperation and support of the University of Mis-
20 sissippi.

21 (2) **HERITAGE AREA.**—The term “Heritage
22 Area” means the Mississippi Hills National Heritage
23 Area established by this title.

1 (3) MANAGEMENT PLAN.—The term “manage-
2 ment plan” means the management plan for the
3 Heritage Area developed under this title.

4 (4) SECRETARY.—The term “Secretary” means
5 the Secretary of the Interior.

6 (5) STATE.—The term “State” means the State
7 of Mississippi.

8 **SEC. 204. MISSISSIPPI HILLS NATIONAL HERITAGE AREA.**

9 (a) ESTABLISHMENT.—There is established in the
10 State the Mississippi Hills National Heritage Area.

11 (b) BOUNDARIES.—

12 (1) AFFECTED COUNTIES.—The Heritage Area
13 shall consist of all, or portions of, as specified by the
14 boundary description in paragraph (2), Alcorn,
15 Attala, Benton, Calhoun, Carroll, Chickasaw, Choc-
16 taw, Clay, DeSoto, Grenada, Holmes, Itawamba, La-
17 fayette, Lee, Lowndes, Marshall, Monroe, Mont-
18 gomery, Noxubee, Oktibbeha, Panola, Pontotoc,
19 Prentiss, Tate, Tippah, Tishomingo, Union, Web-
20 ster, Winston, and Yalobusha Counties in the State.

21 (2) BOUNDARY DESCRIPTION.—The Heritage
22 Area shall have the following boundary description:

23 (A) traveling counterclockwise, the Herit-
24 age Area shall be bounded to the west by U.S.
25 Highway 51 from the Tennessee State line until

1 it intersects Interstate 55 (at Geeslin Corner
2 approximately 0.5 miles due north of Highway
3 Interchange 208);

4 (B) from this point, Interstate 55 shall be
5 the western boundary until it intersects with
6 Mississippi Highway 12 at Highway Inter-
7 change 156, the intersection of which shall be
8 the southwest terminus of the Heritage Area;

9 (C) from the southwest terminus, the
10 boundary shall—

11 (i) extend east along Mississippi
12 Highway 12 until it intersects U.S. High-
13 way 51;

14 (ii) follow Highway 51 south until it
15 is intersected again by Highway 12;

16 (iii) extend along Highway 12 into
17 downtown Kosciusko where it intersects
18 Mississippi Highway 35;

19 (iv) follow Highway 35 south until it
20 is intersected by Mississippi Highway 14;
21 and

22 (v) extend along Highway 14 until it
23 reaches the Alabama State line, the inter-
24 section of which shall be the southeast ter-
25 minus of the Heritage Area;

(D) from the southeast terminus, the boundary of the Heritage Area shall follow the Mississippi-Alabama State line until it reaches the Mississippi-Tennessee State line, the intersection of which shall be the northeast terminus of the Heritage Area; and

(E) the boundary shall extend due west until it reaches U.S. Highway 51, the intersection of which shall be the northwest terminus of the Heritage Area.

SEC. 205. DESIGNATION OF ALLIANCE AS MANAGEMENT ENTITY.

(a) IN GENERAL.—The Alliance shall be the coordinating entity for the Heritage Area.

(b) FEDERAL FUNDING.—

(1) AUTHORIZATION TO RECEIVE FUNDS.—The Alliance may receive amounts made available to carry out this title.

(2) DISQUALIFICATION.—If a management plan is not submitted to the Secretary as required under this title within the time period specified, the Alliance may not receive Federal funding under this title until a management plan is submitted to the Secretary.

1 (c) USE OF FEDERAL FUNDS.—The Alliance may,
2 for the purposes of developing and implementing the man-
3 agement plan, use Federal funds made available under
4 this title—

5 (1) to make grants and loans to the State, po-
6 litical subdivisions of the State, nonprofit organiza-
7 tions, and other persons;

8 (2) to enter into cooperative agreements with,
9 or provide technical assistance to, the State, political
10 subdivisions of the State, nonprofit organizations,
11 and other organizations;

12 (3) to hire and compensate staff;

13 (4) to obtain funds from any source, under any
14 program or law, requiring the recipient of funds to
15 make a contribution in order to receive the funds;
16 and

17 (5) to contract for goods and services.

18 (d) PROHIBITION OF ACQUISITION OF REAL PROP-
19 erty.—The Alliance may not use Federal funds received
20 under this title to acquire real property or any interest
21 in real property.

22 **SEC. 206. AUTHORITIES AND DUTIES OF ALLIANCE.**

23 (a) AUTHORITIES.—To develop and implement the
24 management plan and otherwise carry out this title, the
25 Alliance may make grants to and provide technical assist-

1 ance to tribal and local governments and other public and
2 private entities.

3 (b) DUTIES.—In carrying out this title, the Alliance
4 shall—

5 (1) implement the management plan;

6 (2) assist local and tribal governments and non-
7 profit organizations to—

8 (A) establish and maintain interpretive ex-
9 hibits in the Heritage Area;

10 (B) develop recreational resources in the
11 Heritage Area;

12 (C) increase public awareness of, and ap-
13 preciation for, the cultural, historical, archae-
14 ological, natural, and recreational resources of
15 the Heritage Area;

16 (D) restore historic resources that relate to
17 the Heritage Area; and

18 (E) carry out any other activity that the
19 Alliance determines to be appropriate to carry
20 out this title, consistent with the management
21 plan;

22 (3) on at least an annual basis, conduct public
23 meetings relating to the implementation of the man-
24 agement plan;

1 (4) for any fiscal year for which Federal funds
2 are made available under this title—

3 (A) submit to the Secretary a report that
4 describes, for the fiscal year, actions of the Alli-
5 ance in carrying out this title;

6 (B) make available to the Secretary for
7 audit all records relating to the expenditure of
8 funds and any matching funds; and

9 (C) require, for each agreement author-
10 izing the expenditure of Federal funds by any
11 entity, that the receiving entity make available
12 to the Secretary for audit all records relating to
13 the expenditure of the funds; and

14 (5) ensure that each county included in the
15 Heritage Area is appropriately represented on any
16 oversight advisory committee established pursuant to
17 this title to coordinate the Heritage Area.

18 **SEC. 207. MANAGEMENT OF HERITAGE AREA.**

19 (a) IN GENERAL.—Not later than 3 years after the
20 date of enactment of this title, the Alliance shall develop
21 and submit to the Secretary a management plan for the
22 Heritage Area.

23 (b) CONTENTS.—The management plan shall—

24 (1) provide recommendations for the preserva-
25 tion, conservation, enhancement, funding, manage-

1 ment, interpretation, development, and promotion of
2 the cultural, historical, archaeological, natural, and
3 recreational resources of the Heritage Area;

4 (2) identify sources of funding for the Heritage
5 Area;

6 (3) include—

7 (A) an inventory of the cultural, historical,
8 archaeological, natural, and recreational re-
9 sources of the Heritage Area; and

10 (B) an analysis of how Federal, State,
11 tribal, and local programs may best be coordi-
12 nated to promote and carry out this title;

13 (4) provide recommendations for educational
14 and interpretive programs to inform the public about
15 the resources of the Heritage Area; and

16 (5) involve residents of affected communities
17 and tribal and local governments.

18 (c) APPROVAL OR DISAPPROVAL OF MANAGEMENT
19 PLAN.—

20 (1) IN GENERAL.—Not later than 90 days after
21 the date of receipt of the management plan, the Sec-
22 retary shall approve or disapprove the management
23 plan.

1 (2) DISAPPROVAL AND REVISIONS.—If the Sec-
2 retary disapproves the management plan, the Sec-
3 retary shall—

4 (A) advise the Alliance in writing of the
5 reasons for disapproval;

6 (B) make recommendations for revision of
7 the management plan; and

8 (C) allow the Alliance to submit to the
9 Secretary revisions to the management plan.

10 (d) REVISION.—After approval by the Secretary of
11 the management plan, the Alliance shall periodically—

12 (1) review the management plan; and

13 (2) submit to the Secretary, for review and ap-
14 proval by the Secretary, any recommendations for
15 revisions to the management plan.

16 **SEC. 208. DUTIES AND AUTHORITIES OF FEDERAL AGEN-**
17 **CIES.**

18 (a) IN GENERAL.—Subject to the availability of ap-
19 propriations, the Secretary may provide technical assist-
20 ance and grants to the Alliance to pay the Federal share
21 of the cost of developing and implementing the manage-
22 ment plan.

23 (b) PROHIBITION OF CERTAIN REQUIREMENTS.—
24 The Secretary may not, as a condition of the award of
25 technical assistance or grants under this section, require

1 any recipient of the technical assistance or a grant to
2 enact or modify any land use restriction.

3 **SEC. 209. EFFECT OF ACT.**

4 (a) NO EFFECT ON LAND USE AUTHORITY.—Noth-
5 ing in this title modifies, enlarges, or diminishes the au-
6 thority of any State, tribal, or local government to regulate
7 any use of land under any other law (including regula-
8 tions).

9 (b) LOCAL AUTHORITY AND PRIVATE PROPERTY
10 NOT AFFECTED.—Nothing in this title affects or author-
11 izes the Alliance to interfere with—

12 (1) the right of any person with respect to pri-
13 vate property; or

14 (2) any local zoning ordinance or land use plan
15 of the State or a political subdivision of the State.

16 (c) NO EFFECT ON INDIAN TRIBES.—Nothing in this
17 title—

18 (1) restricts an Indian tribe from protecting
19 cultural or religious sites on tribal land; or

20 (2) diminishes the trust responsibilities or gov-
21 ernment-to-government obligations of the United
22 States to any Indian tribe recognized by the Federal
23 Government.

24 (d) MANAGEMENT OF FISH AND WILDLIFE.—Noth-
25 ing in this title—

1 (1) modifies, enlarges, or diminishes the author-
2 ity of the State to manage fish and wildlife in the
3 Heritage Area, including the regulation of fishing
4 and hunting; and

5 (2) authorizes the Alliance to assume any man-
6 agement authorities over such lands.

7 **SEC. 210. AUTHORIZATION OF APPROPRIATIONS.**

8 (a) IN GENERAL.—There is authorized to be appro-
9 priated to carry out this title \$10,000,000, of which not
10 more than \$1,000,000 may be made available for any fis-
11 cal year.

12 (b) FEDERAL SHARE.—The Federal share of the cost
13 of any activity carried out using funds made available
14 under this title shall not exceed 50 percent.

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